

UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

| | |
|------------------------|----------------------------------|
| Attorney Docket No. | 9/158-161-4-D3 |
| First Inventor | Cirillo, P.F., et al |
| Title | Compounds Useful as Anti-inflamm |
| Express Mail Label No. | EV279955299US |

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO:
Commissioner for Patents
Mail Stop Patent Application
P.O. Box 1450
Alexandria VA 22313-1450

- ☒ Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
- ☐ Applicant claims small entity status.
See 37 CFR 1.27.
- ☒ Specification [Total Pages 238]
(preferred arrangement set forth below)
 - Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
- ☐ Drawing(s) (35 U.S.C. 113) [Total Sheets]
- Oath or Declaration [Total Sheets]
 - ☐ Newly executed (original or copy)
 - ☒ Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 18 completed)
 - ☒ **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) name in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
- ☒ Application Data Sheet. See 37 CFR 1.76

- ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
- Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 - ☐ Computer Reader Form (CRF)
 - Specification Sequence Listing on:
 - ☐ CD-ROM or CD-R (2 copies); or
 - ☐ Paper
 - ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

- ☐ Assignment Papers (cover sheet & document(s))
- ☐ 37 CFR 3.73(b) Statement (when there is an assignee) ☐ Power of Attorney
- ☐ English Translation Document (if applicable)
- ☒ Information Disclosure Statement (IDS)/PTO-1499 ☐ Copies of IDS Citations
- ☐ Preliminary Amendment
- ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
- ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
- ☐ Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
- ☐ Other:

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☒ Divisional ☐ Continuation-in-part (CIP) of prior application No.: 09/962,709

Prior application information:

Examiner R. Raymond

Art Unit: 1624

For CONTINUATION OF DIVISIONAL APPS only; The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

☒ Customer Number or Bar Code Label

(Insert Customer Number or Bar Code Label here)

OR ☐ Correspondence address below

| | | | |
|---------|-------------------------|----------|--|
| Name | <u>28509</u> | | |
| Address | PATENT TRADEMARK OFFICE | | |
| City | State | Zip Code | |
| Country | Telephone | Fax | |

| | | | |
|-------------------|---------------------------|-----------------------------------|------------|
| Name (Print/Type) | Anthony P. Bottino | Registration No. (Attorney/Agent) | 41,629 |
| Signature | <i>Anthony P. Bottino</i> | Date | 07/21/2003 |

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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03508 U.S. PTO

10/624289



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FEE TRANSMITTAL
for FY 2003

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$)**1210.00****Complete if Known**

| | |
|----------------------|-------------------|
| Application Number | To be assigned |
| Filing Date | July 21, 2003 |
| First Named Inventor | Cirillo, P. et al |
| Examiner Name | R. Raymond |
| Art Unit | 1624 |
| Attorney Docket No. | 9/158-161-4-D3 |

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:Deposit
Account
Number
Deposit
Account
Name

02-2955

Boehringer Ingelheim Corporation

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments
☒ Charge any additional fee(s) during the pendency of this application
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.
FEE CALCULATION**1. BASIC FILING FEE**

| Large Entity | | Small Entity | | Fee Description | Fee Paid |
|---------------------|----------|--------------|----------|------------------------|--------------------|
| Fee Code | Fee (\$) | Fee Code | Fee (\$) | | |
| 1001 | 750 | 2001 | 375 | Utility filing fee | 750.00 |
| 1002 | 330 | 2002 | 165 | Design filing fee | |
| 1003 | 520 | 2003 | 260 | Plant filing fee | |
| 1004 | 750 | 2004 | 375 | Reissue filing fee | |
| 1005 | 160 | 2005 | 80 | Provisional filing fee | |
| SUBTOTAL (1) | | | | | (\$) 750.00 |

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| Total Claims | | Extra Claims | | Fee from below | | Fee Paid | |
|--------------------|----|--------------|----|----------------|--------|----------|--------|
| | 30 | -20** = | 10 | x | 18.00 | = | 180.00 |
| Independent Claims | 3 | -3** = | 0 | x | 84.00 | = | |
| Multiple Dependent | | | | | 280.00 | = | 280.00 |

| Large Entity | | Small Entity | | Fee Description | Fee Paid |
|---------------------|----------|--------------|----------|--|--------------------|
| Fee Code | Fee (\$) | Fee Code | Fee (\$) | | |
| 1202 | 18 | 2202 | 9 | Claims in excess of 20 | |
| 1201 | 84 | 2201 | 42 | Independent claims in excess of 3 | |
| 1203 | 280 | 2203 | 140 | Multiple dependent claim, if not paid | |
| 1204 | 84 | 2204 | 42 | ** Reissue independent claims over original patent | |
| 1205 | 18 | 2205 | 9 | ** Reissue claims in excess of 20 and over original patent | |
| SUBTOTAL (2) | | | | | (\$) 460.00 |

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

| Large Entity | | Small Entity | | Fee Description | Fee Paid |
|-----------------------------------|----------|--------------|----------|--|-------------|
| Fee Code | Fee (\$) | Fee Code | Fee (\$) | | |
| 1051 | 130 | 2051 | 65 | Surcharge - late filing fee or oath | |
| 1052 | 50 | 2052 | 25 | Surcharge - late provisional filing fee or cover sheet | |
| 1053 | 130 | 2053 | 65 | Non-English specification | |
| 1812 | 2,520 | 2052 | 25 | For filing a request for <i>ex parte</i> reexamination | |
| 1804 | 920* | 2053 | 130 | Requesting publication of SIR prior to Examiner action | |
| 1805 | 1,840* | 2052 | 25 | Requesting publication of SIR after Examiner action | |
| 1251 | 110 | 2053 | 130 | Extension for reply within first month | |
| 1252 | 410 | 2052 | 25 | Extension for reply within second month | |
| 1253 | 930 | 2053 | 65 | Extension for reply within third month | |
| 1254 | 1,450 | 2052 | 25 | Extension for reply within fourth month | |
| 1255 | 1,970 | 2053 | 65 | Extension for reply within fifth month | |
| 1401 | 320 | 2052 | 25 | Notice of Appeal | |
| 1402 | 320 | 2053 | 65 | Filing a brief in support of an appeal | |
| 1403 | 280 | 2052 | 25 | Request for oral hearing | |
| 1451 | 1,510 | 2053 | 65 | Petition to institute a public use proceeding | |
| 1452 | 110 | 2052 | 25 | Petition to revive - unavoidable | |
| 1453 | 1,300 | 2053 | 65 | Petition to revive - unintentional | |
| 1501 | 1,300 | 2052 | 25 | Utility issue fee (or reissue) | |
| 1502 | 470 | 2053 | 65 | Design issue fee | |
| 1503 | 630 | 2052 | 25 | Plant issue fee | |
| 1460 | 130 | 2053 | 65 | Petitions to the Commissioner | |
| 1807 | 50 | 2052 | 25 | Processing fee under 37 CFR 1.17(q) | |
| 1806 | 180 | 2053 | 65 | Submission of Information Disclosure Stmt | |
| 8021 | 40 | 2052 | 25 | Recording each patent assignment per property (times number of properties) | |
| 1809 | 750 | 2053 | 65 | Filing a submission after final rejection (37 CFR 1.129(a)) | |
| 1810 | 750 | 2052 | 25 | For each additional invention to be examined (37 CFR 1.129(b)) | |
| 1801 | 750 | 2053 | 65 | Request for Continued Examination (RCE) | |
| 1802 | 900 | 2052 | 25 | Request for expedited examination of a design application | |
| Other fee (specify) | | | | | |
| *Reduced by Basic Filing Fee Paid | | | | | |
| SUBTOTAL (3) | | | | | (\$) |

SUBMITTED BY

| | | | | | |
|-------------------|---|-----------------------------------|---------------|-----------|--------------|
| Name (Print/Type) | Anthony P. Bottino | Registration No. (Attorney/Agent) | 41,629 | Telephone | 203-791-6764 |
| Signature |  | Date | July 21, 2003 | | |

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of :Breitfelder, S. et al. · Art Unit : 1624
Docket No. : 9/158-161-4-D3 Examiner : Raymond, R.
Serial No. : To be assigned
Filed : July 21, 2003
For : Compounds Useful as Anti-inflammatory Agents

Mail Stop Patent Application
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

STATEMENT DELETING INVENTORS
UNDER 37 CFR 1.63(d)(2) and 1.33(b)


Sir:

Please amend the inventorship in the above-identified divisional patent application as follows:

Please delete the following persons who are not inventors in this divisional application:

Rajashehar Betageri
Eugene R. Hickey
Thomas M. Kirrane
Monica H. Moriak
Neil Moss
John R. Regan
Sanxing Sun

Respectfully submitted,


Anthony P. Bottino
Attorney for Applicant(s)
Reg. No. 41,629

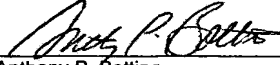
Patent Department
Boehringer Ingelheim Corp.
900 Ridgebury Road
P.O. Box 368
Ridgefield, CT. 06877
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Deposit Date: July 21, 2003

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By : Anthony P. Bottino
Reg. No. 41,629